



ATTORNEY DOCKET No. 12960US02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:)
)
Kenneth R. Morris)
G. Patrick Stahly)
)
Serial No.: 10/688,123)
)
Filed: October 17, 2003)
)
For: Methods of Generating and)
Screening for High Free Energy)
Forms in Capillaries)
)
Group Art Unit: 1773)
)
Examiner: Robert M. Kunemund)

TERMINAL DISCLAIMER OF PATENT APPLICATION (37 C.F.R. 1.321(b))
(signed by joint patent owners)

S.S.C.I., Inc. and Purdue Research Foundation (hereinafter referred to as "the joint owners") jointly own all rights in U.S. Patent No. 6,642,060 and in the present patent application Serial No. 10/688,123.

The undersigned are officers of the respective joint owners of the present application, and are respectively authorized by S.S.C.I., Inc. and Purdue Research Foundation to sign this disclaimer on behalf of the joint owners.

U.S. Patent No. 6,642,060 claims the priority of United States Patent Application No. 09/752,788, filed on December 28, 2000. U.S. Patent Application No. 09/752,788 does not claim priority to any previous non-provisional patent application. The term of U.S. Patent No. 6,642,060 has been extended or adjusted under 35 U.S.C. § 154(b) by 84 days. The expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and

173 of U.S. Patent No. 6,642,060, under the current law and the facts as the undersigned knows them, is therefore understood to be March 22, 2019 – twenty years after the filing date of United States Patent Application No. 09/752,788, plus 84 days of term extension or adjustment. U.S. Patent No. 6,642,060 is not presently subject to any terminal disclaimers. Any error in the foregoing calculations or recited facts or change in the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent No. 6,642,060 shall not affect the scope or effect of the following disclaimer in any way.

DISCLAIMER

The joint owners hereby disclaim any terminal part of the statutory term of the patent issuing from the present patent application Serial No. 10/688,123 which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent No. 6,642,060, except as provided below.

The joint owners hereby agree that the present application and any patent issuing from this application shall be enforceable only during such period or periods that the present application and the patent issuing from this application is commonly owned with U.S. Patent No. 6,642,060. This disclaimer shall run with the present application and any patent issuing from this application, and shall be binding upon the joint owners and their successors or assigns. This disclaimer shall not prevent either of the joint owners and their successors or assigns from transferring to another party its ownership of the present application and any patent issuing from this application simultaneously and together with its ownership of U.S. Patent No. 6,642,060.

This terminal disclaimer shall not shorten the term of any patent issuing from the present application to less than the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent No. 6,642,060, even if U.S. Patent No. 6,642,060 later: expires for failure to pay a maintenance fee; is held unenforceable or is found invalid by a court or administrative agency or other entity; is statutorily or terminally disclaimed under 37 C.F.R. § 1.321; has any or all claims cancelled or amended by a reexamination certificate,

reissue, or other proceeding; or is terminated in any manner prior to the expiration of its full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173.

S.S.C.I., Inc.

Purdue Research Foundation

By: Richard R Ferguson

By: Bruce L Pershing

Name: Richard R Ferguson

Name: Bruce L. Pershing

Title: Chief Financial Officer

Title: Investment Officer and Corporate Secretary

Date: August 2, 2005

Date: August 2, 2005

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the consolidated Appropriates Act, 2005 (H.R. 4818). FEE TRANSMITTAL for FY 2005		Complete if Known					
Application Number: 10/688,123		Filing Date: October 17, 2003					
First Named Inventor: Kenneth R. Morris		Examiner Name: R. Kunemund					
Art Unit: 1773		Attorney Docket No.: 12960US02					
TOTAL AMOUNT OF PAYMENT (\$) 130.00							
METHOD OF PAYMENT (check all that apply)							
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____							
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 13-0017 Deposit Account Name: McAndrews Held & Malloy For the above-identified deposit account, the Director is hereby authorized to (check all that apply)							
<input checked="" type="checkbox"/> Charge Fee(s) indicated below <input type="checkbox"/> Charge Fee(s) indicated below, except for the filing fee							
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fees(s) <input checked="" type="checkbox"/> Credit any overpayments under 37 CFR 1.16 and 1.17							
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid(\$)
	Fee (\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
Fee Description	Small Entity Fee(\$)	Fee(\$)					
Each claim over 20, or for Reissues, each claim over 20 and more than in the original patent	50	25					
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100					
Multiple dependent claims	360	180					
Total Claims	Extra Claims	Fee(\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee	Fee Paid (\$)	
-20 or HP	x	=					
HP = highest number of total claims paid for, if greater than 20							
Indep. Claims	Extra Claims	Fee(\$)	Fee Paid (\$)				
-3 or HP	x	=					
HP = highest number of independent claims paid for, if greater than 3							
3. APPLICATION SIZE FEE							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee(\$)	Fee Paid(\$)			
-100	/50	(round up to a whole number)	x	=			
4. OTHER FEE(S)							
Fee Paid(\$)							
Non-English Specification, \$130 fee (no small entity discount)							
Other: TERMINAL DISCLAIMER							
130.00							
SUBMITTED BY							
Signature: Michael B. Harlin	Registration No. (Attorney/Agent): 43,658	Telephone: (312)775-8000					
Name (print/type): Michael B. Harlin	Date: August 4, 2005						